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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SURGICAL INSTRUMENT SERVICE
COMPANY, INC.,

Plaintiff,

v.

INTUITIVE SURGICAL, INC.,
Defendant.

Case No. 3:21-cv-03496-AMO

**DECLARATION OF DR. JAIME
WONG IN SUPPORT OF OMNIBUS
SEALING MOTION IN
CONNECTION WITH
DEFENDANT'S TRIAL BRIEF**

The Honorable Araceli Martínez-Olguín

I, DR. JAIME WONG, declare as follows:

1. I am a Senior Vice President and Senior Medical Officer at Intuitive Surgical, Inc. (“Intuitive”). I have personal knowledge of the facts set forth herein, and if called to testify, I could and would testify competently hereto.

2. Certain sensitive and non-public pricing terms appear in Intuitive-01862315–Intuitive-0182329. Intuitive does not publicly report this information. Intuitive has also invested significant resources in developing its pricing strategy. Disclosure of this confidential pricing information would result in unfair harm to Intuitive’s business and harm Intuitive’s competitive standing, because it would give other parties insight into Intuitive’s business and allow them to use that competitive intelligence to further their own pricing strategies without investing similar resources. The specific pricing provisions identified below are particularly sensitive, and their disclosure would provide others with information regarding Intuitive’s terms and practices with respect to its relationship with a specific customer.

Document	Excerpt
Ex. 1 – Brachman Decl. in support of Intuitive’s Trial Brief	Page Intuitive-01862326, redacted portions Page Intuitive-01862327, redacted portion Page Intuitive-01862328, redacted portion
Sales, License, and Service Agreement dated December 16, 2019, Intuitive-01862315–Intuitive-0182329	

I declare under the penalty of perjury under the laws of the United States that the foregoing is true and correct.

Dated: November 10, 2024

By: 

JAIME WONG, M.D.

FILER'S ATTESTATION

I, Kenneth A. Gallo, am the ECF User whose ID and password are being used to file this document. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that the signatory identified above has concurred in this filing.

Dated: November 11, 2024

By: /s/ Kenneth A. Gallo
Kenneth A. Gallo

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